

2007 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB40)

Received: **06/19/2007**

Received By: **tkuczens**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Dyck**

This file may be shown to any legislator: **NO**

Drafter: **tkuczens**

May Contact:

Addl. Drafters:

Subject: **Education - miscellaneous**

Extra Copies: **PG**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to: **tracy.kuczenski@legis.wisconsin.gov**

Pre Topic:

LFB:.....Dyck -

Topic:

Motion 425, 4. - Ed. transport. appropriation conversions

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	tkuczens 06/21/2007	lkunkel 06/21/2007	rschluet 06/21/2007	_____	sbasford 06/21/2007		

FE Sent For:

<END>

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/1	tkuczens	1/1mk 6/21					

FE Sent For:

<END>

TRANSPORTATION

Omnibus Motion

[LFB Papers #761 thru #788]

Motion:

Move to adopt the following changes to the bill:

JK 1. *Oil Company Assessment -- Exemptions and International Fuel Tax Agreement.* Adopt Alternative #A2 from LFB Issue Paper #762, which would extend all current law exemptions to the motor vehicle fuel tax to the proposed oil company assessment in order to reflect the Governor's modified recommendation for the types of uses subject to the assessment. Adopt Alternative #C1 from LFB Issue Paper #762, which would decrease estimated transportation fund revenues by \$300,000 in 2007-08 and \$400,000 in 2008-09 to reflect a reestimate of oil company assessment revenue due to provisions of the International Fuel Tax Agreement.

JK 2. *Oil Company Assessment -- Other Provisions.* Adopt Alternative #A2, Parts a, b, and c from LFB Issue Paper #763, which, with respect to the oil company assessment provisions in the bill, would: (a) specify that the oil company assessment would first apply to motor vehicle fuel sales on October 1, 2007; (b) define gross receipts to mean and include all consideration received from the first sale in the state of motor vehicle fuel received by a supplier for sale in this state, for sale for export to this state, or for export to this state, but do not include state or federal excise taxes, or the petroleum inspection fees, collected from the purchaser; and (c) specify that the person responsible for an action to recover the cost of the oil company assessment would be subject to the possible six-month prison term and define person to mean an officer, employee, or other responsible person of a corporation or other form of business association or a member, employee, or other responsible person of a partnership, limited liability company, or sole proprietorship, who, as such officer, employee, member, or other responsible person, is under a duty to establish the selling price of motor vehicle fuel. Adopt Alternative #B2 from LFB Issue Paper #763, which would reduce funding in 2007-08 for the 3.0 SEG auditor positions by \$48,300 SEG in salary, fringe benefit, and overtime funding to reflect that the positions would only be filled for nine months in that year.

BAB 3. *Heavy Truck Registration Fee Increases.* Adopt Alternative #2m from LFB Issue Paper #765, which would increase heavy truck fees by 10% (rounded to the nearest whole dollar), effective on October 1, 2007. Increase estimated transportation fund revenue by \$10,309,100 in 2007-08 and \$16,394,800 in 2008-09.

✓ 4. *Transportation Fund Revenues Used for General Fund Purposes.* Delete \$89,976,500 SEG and 0.75 SEG position and provide \$89,976,500 GPR and 0.75 GPR position in

2008-09 to reflect the elimination of the provisions in the bill, for the second year of the biennium, that would use transportation fund revenue for general fund purposes. Retain the current law GPR appropriations. Delete the SEG appropriations created by the bill, effective July 1, 2008.

5. General Transportation Aids. Modify the Governor's recommendations for general transportation aids as follows to provide 2.5% annual increases, rather than 2.0% increases:

a. County Aid. Provide an additional \$234,300 SEG in 2007-08 and \$713,200 SEG in 2008-09 to provide a total of \$94,853,500 in 2007-08 and \$97,224,800 in 2008-09. Set the calendar year distribution at \$96,024,500 for calendar year 2008 and \$98,425,100 for calendar year 2009 and thereafter.

b. Municipal Aid. Provide an additional \$736,800 SEG in 2007-08 and \$2,243,700 SEG in 2008-09 to provide a total of \$298,420,200 in 2007-08 and \$305,850,700 in 2008-09. Set the calendar year distribution at \$302,104,400 for calendar year 2008 and \$309,657,000 for calendar year 2009 and thereafter.

Establish the mileage aid rate at \$1,946 for calendar year 2008 and \$1,995 for calendar year 2009 and thereafter.

6. Mass Transit Operating Assistance. Modify the Governor's recommendations for mass transit assistance by providing an additional \$128,300 SEG in 2007-08 and \$647,300 SEG in 2008-09 to fund a 2.5% annual calendar year increase, rather than a 2.0% increase, to each tier of mass transit systems for calendar years 2008 and 2009. Compared to the bill, funding would be increased as follows: (a) \$73,900 in 2007-08 and \$372,800 in 2008-09 for Tier A-1 (Milwaukee); (b) \$19,700 in 2007-08 and \$99,500 in 2008-09 for Tier A-2 (Madison); (c) \$28,300 in 2007-08 and \$142,700 in 2008-09 for Tier B transit systems; and (d) \$6,400 in 2007-08 and \$32,300 in 2008-09 for Tier C transit systems. Set the calendar year distribution amounts at \$60,584,700 for 2008 and \$62,099,300 for 2009 and thereafter for Tier A-1, \$16,174,100 for 2008 and \$16,578,500 for 2009 and thereafter for Tier A-2, \$23,202,600 for 2008 and \$23,782,700 for 2009 and thereafter for Tier B, and \$5,252,200 for 2008 and \$5,383,500 for 2009 and thereafter for Tier C.

7. Elderly and Disabled Transportation Aids. Modify the Governor's recommendation by providing an additional \$66,500 SEG in 2007-08 and \$136,000 SEG in 2008-09, which would fund a 2.5% annual increase for elderly and disabled transportation, based on the combined SEG funding for county assistance and capital aids, but would provide the total increase in the appropriation for county assistance.

8. Lift Bridge Aids. Adopt Alternative #1 from LFB Issue Paper #773, which would provide \$29,500 SEG in 2007-08 and \$375,500 SEG in 2008-09 for lift bridge aids to reimburse communities for the costs associated with the operation and maintenance of lift bridges on connecting highways.

9. Milwaukee to Chicago Passenger Rail Service. Adopt Alternative #2 from LFB Issue Paper #775, which would modify the Governor's recommendation by reducing funding by \$122,700 SEG and \$491,100 FED in 2007-08 and \$120,000 SEG and \$504,100 FED in 2008-09, based on new estimates of the cost to maintain the Hiawatha route service, with an additional rail

Insert these appropriations with the amounts shown. Retain current law Chapter 20 appropriation language.

agency	appropriation	fund	2007-08	2008-09
255	2cr Aid for pupil transportation	GPR	0	27,292,500
255	2cw Aid for transportation; youth options program	GPR	0	20,000
255	2cy Aid for transportation; open enrollment	GPR	0	500,000
292	1fc Driver education; local assistance	GPR	0	✓ 307,500
292	1fg Chauffeur training grants	GPR	0	✓ 191,000
292	1fp EMT-basic training	GPR	0	✓ 0
370	2cf Air mgmt; motor vehicle emissions insp	GPR	0	✓ 64,500
370	3ad Law enforcement; car kill deer	GPR	0	✓ 514,600
370	3mc state park, forest, & riverway roads	GPR	0	✓ 321,400
395	6af Principal repayment...major highway & rehabilitation	GPR	0	90,414,400
435	5ch Emergency medical services; aids	GPR	0	✓ 2,200,000
445	1fg Employment transit aids	GPR	0	✓ 550,100
465	3dd Regional response teams	GPR	0	✓ 1,400,000
465	3dp Emergency response equipment	GPR	0	✓ 468,000
465	3dr Emergency response supplement	GPR	0	✓ 0
465	3dt Emergency response training	GPR	0	✓ 64,900
465	3f Civil air patrol aids	GPR	0	✓ 19,000
855	4f Supplemental title fee transfer	GPR	0	12,763,000

Amend these appropriations by deleting all funding in 2008-09, as shown.

They will have to be created anew, instead of as renumbered existing appropriations, unfortunately

Amend 25.40 (2)(b) to add them to the list. (except for 395 (6)(bq))

Delete appropriations and changes to 25.40, effective June 30, 2008.

agency	appropriation	fund	2007-08	2008-09
255	2vr Aid for pupil transportation	SEG	27,292,500	0
255	2vw Aid for transportation; youth options program	SEG	20,000	0
255	2vy Aid for transportation; open enrollment	SEG	500,000	0
292	1u Driver education, local assistance	SEG	307,500	0
292	1v Chauffeur training grants	SEG	191,000	0
292	1r EMT-basic training	SEG	0	0
370	2cq Air mgmt; motor vehicle emissions insp	SEG	64,500	0
370	3ay Law enforcement; car kill deer	SEG	514,600	0
370	7mr state park, forest, & riverway roads	SEG	321,400	0
395	6bq Principal repayment ... majors & rehabilitation	SEG	26,600,000	0
435	5rb Emergency medical services; aids	SEG	2,200,000	0
445	1uz Employment transit aids	SEG	550,100	0
465	3u Regional emergency response teams	SEG	1,400,000	0
465	3v Emergency response equipment	SEG	468,000	0
465	3x Emergency response supplement	SEG	0	0
465	3w Emergency response training	SEG	64,900	0
465	3y Civil air patrol aids	SEG	19,000	0
855	4rm Supplemental title fee	SEG	10,290,000	0



State of Wisconsin
2007 - 2008 LEGISLATURE

LRBb0476/1

TKK:.....

link
insert
Schedule

(+)insert

6/21/07

LFB:.....Dyck - Motion 425, 4. - Ed. transport. appropriation conversions

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

SENATE AMENDMENT ,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2007 SENATE BILL 40

Insert three schedule entries

Insert 1-2

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 **1.** Page 4, line 11: delete "(vr)" and substitute "vr (cr)". ✓
plain
- 3 **2.** Page 123, line 17: decrease the dollar amount for fiscal year 2008-09 by
- 4 \$27,292,500 for the purpose of reflecting the change in funding source. ✓
- 5 **3.** Page 123, line 19: decrease the dollar amount for fiscal year 2008-09 by
- 6 \$20,000 for the purpose of reflecting the change in funding source. ✓
- 7 **4.** Page 123, line 21: decrease the dollar amount for fiscal year 2008-09 by
- 8 \$500,000 for the purpose of reflecting the change in funding source. ✓
- 9 **5.** Page 301, line 23: after that line insert:
- 10 "SECTION 238g. 20.255 (2) (cr) of the statutes is created to read:

1 20.255 (2) (cr) *Aid for pupil transportation*. The amounts in the schedule for
2 the payment of state aid for transportation of public and private school pupils under
3 subch. IV of ch. 121 and for assistance under s. 121.575 (3).". ✓

4 **6.** Page 302, line 4: after that line insert: ✓

5 **"SECTION 239q.** 20.255 (2) (cw) of the statutes is created to read:

6 20.255 (2) (cw) *Aid for transportation; youth options program*. The amounts in
7 the schedule for the payment of state aid for the transportation of pupils attending
8 an institution of higher education or technical college under s. 118.55 (7g).". ✓

9 **7.** Page 302, line 10: after that line insert:

10 **"SECTION 240q.** 20.255 (2) (cy) of the statutes is created to read:

11 20.255 (2) (cy) *Aid for transportation; open enrollment*. The amounts in the
12 schedule to reimburse parents for the costs of transportation of open enrollment
13 pupils under ss. 118.51 (14) (b) and 118.52 (11) (b).". ✓

14 **8.** Page 302, line 17: after that line insert:

15 **"SECTION 242q.** 20.255 (2) (vr) of the statutes, as affected by 2007 Wisconsin
16 Act 2007 Wisconsin Act (this act), is repealed. ✓

17 **SECTION 242s.** 20.255 (2) (vw) of the statutes, as affected by 2007 Wisconsin Act
18 2007 Wisconsin Act (this act), is repealed. ✓

19 **SECTION 242u.** 20.255 (2) (vy) of the statutes, as affected by 2007 Wisconsin Act
20 ~~2007 Wisconsin Act~~ (this act), is repealed.". ✓

21 **9.** Page 438, line 8: after that line insert:

22 **"SECTION 688d.** 25.40 (2) (b) 5. of the statutes is created to read:

23 25.40 (2) (b) 5. Section 20.255 (2) (vr).

1 **SECTION 688f.** 25.40 (2) (b) 5. of the statutes, as affected by 2007 Wisconsin Act

2 ~~2007 Wisconsin Act~~ (this act), is repealed.

3 **SECTION 688h.** 25.40 (2) (b) 6. of the statutes is created to read:

4 25.40 (2) (b) 6. Section 20.255 (2) (vw).

5 **SECTION 688j.** 25.40 (2) (b) 6. of the statutes, as affected by 2007 Wisconsin Act

6 ~~2007 Wisconsin Act~~ (this act), is repealed.

7 **SECTION 688L.** 25.40 (2) (b) 7. of the statutes is created to read:

8 25.40 (2) (b) 7. Section 20.255 (2) (vy).

9 **SECTION 688n.** 25.40 (2) (b) 7. of the statutes, as affected by 2007 Wisconsin Act

10 ~~2007 Wisconsin Act~~ (this act), is repealed." ✓

11 **10.** Page 1239, line 22: after that line insert:

12 **"SECTION 2730d.** 118.51 (14) (b) of the statutes, as affected by 2007 Wisconsin

13 Act ~~2007 Wisconsin Act~~ (this act), is amended to read:

14 118.51 (14) (b) *Low-income assistance.* The parent of a pupil who is eligible for
15 a free or reduced-price lunch under 42 USC 1758 (b) and who will be attending public
16 school in a nonresident school district in the following school year under this section
17 may apply to the department, on the form prepared under sub. (15) (a), for the
18 reimbursement of costs incurred by the parent for the transportation of the pupil to
19 and from the pupil's residence and the school that the pupil will be attending. The
20 department shall determine the reimbursement amount and shall pay the amount
21 from the appropriation under s. 20.255 (2) (vy) (cy). The reimbursement amount may
22 not exceed the actual transportation costs incurred by the parent or 3 times the
23 statewide average per pupil transportation costs, whichever is less. If the
24 appropriation under s. 20.255 (2) (vy) (cy) in any one year is insufficient to pay the

1 full amount of approved claims under this paragraph, payments shall be prorated
2 among the parents entitled thereto. By the 2nd Friday following the first Monday
3 in May following receipt of the parent's application under sub. (3) (a), the department
4 shall provide to each parent requesting reimbursement under this paragraph an
5 estimate of the amount of reimbursement that the parent will receive if the pupil
6 attends public school in the nonresident school district in the following school year.”.

History: 1997 a. 27, 41, 164; 1999 a. 117, 118; 2001 a. 16, 104; 2003 a. 55; 2005 a. 258.

7 **11.** Page 1240, line 8: after that line insert:

8 “**SECTION 2731d.** 118.52 (11) (b) of the statutes, as affected by 2007 Wisconsin
9 Act 2007 Wisconsin Act (this act), is amended to read:

10 118.52 (11) (b) *Low-income assistance.* The parent of a pupil who is attending
11 a course in a public school in a nonresident school district under this section may
12 apply to the department for reimbursement of the costs incurred by the parent for
13 the transportation of the pupil to and from the pupil's residence or school in which
14 the pupil is enrolled and the school at which the pupil is attending the course if the
15 pupil and parent are unable to pay the cost of such transportation. The department
16 shall determine the reimbursement amount and shall pay the amount from the
17 appropriation under s. 20.255 (2) ~~(vy)~~ (cy). The department shall give preference
18 under this paragraph to those pupils who are eligible for a free or reduced-price
19 lunch under 42 USC 1758 (b).”.

History: 1997 a. 27, 41, 164.; 2001 a. 16

20 **12.** Page 1240, line 20: after that line insert:

21 “**SECTION 2732d.** 118.55 (7g) of the statutes, as affected by 2007 Wisconsin Act
22 2007 Wisconsin Act (this act), is amended to read:

23 118.55 (7g) **TRANSPORTATION.** The parent or guardian of a pupil who is
24 attending an institution of higher education or technical college under this section

1 and is taking a course for high school credit may apply to the state superintendent
2 for reimbursement of the cost of transporting the pupil between the high school in
3 which the pupil is enrolled and the institution of higher education or technical college
4 that the pupil is attending if the pupil and the pupil's parent or guardian are unable
5 to pay the cost of such transportation. The state superintendent shall determine the
6 reimbursement amount and shall pay the amount from the appropriation under s.
7 20.255 (2) ~~(vw)~~ (cw). The state superintendent shall give preference under this
8 subsection to those pupils who are eligible for a free or reduced-price lunch under
9 42 USC 1758 (b).". ✓

History: 1991 a. 39, 269, 315; 1993 a. 399; 1995 a. 27 ss. 3979m, 9145 (1); 1997 a. 27 ss. 2816 to 2819, 2821 to 2827m, 2844, 2845; Stats. 1997 s. 118.55; 1997 a. 113, 164, 237; 1999 a. 9; 2003 a. 131.

10 **13.** Page 1242, line 21: after that line insert:

11 **"SECTION 2740d.** 121.007 of the statutes, as affected by 2007 Wisconsin Act

12 2007 Wisconsin Act (this act), is amended to read:

13 **121.007 Use of state aid; exemption from execution.** All moneys paid to
14 a school district under s. 20.255 (2) (ac), (bc), (cg), and ~~(vf)~~ (cr), shall be used by the
15 school district solely for the purposes for which paid. Such moneys are exempt from
16 execution, attachment, garnishment, or other process in favor of creditors, except as
17 to claims for salaries or wages of teachers and other school employees and as to
18 claims for school materials, supplies, fuel, and current repairs.". ✓

History: 1971 c. 125 s. 522 (1); 1973 c. 90; 1975 c. 39, 220; 1977 c. 29 s. 1099; Stats. 1977 s. 121.007; 1979 c. 34 s. 2102 (43) (a); 1979 c. 221; 1981 c. 20; 1983 a. 27 s. 2202 (42); 1983 a. 538; 1989 a. 31, 336; 1993 a. 16; 1997 a. 27, 113; 2001 a. 16; 2003 a. 33; 2005 a. 25.

19 **14.** Page 1244, line 10: after that line insert: ✓

20 **"SECTION 2747d.** 121.575 (3) of the statutes, as affected by 2007 Wisconsin Act

21 2007 Wisconsin Act (this act), is amended to read:

22 121.575 (3) If the federal government requires, as a condition of full federal
23 financial participation under sub. (2) (b), that this state provide assistance for the

purposes of sub. (2) (a) from state resources, the department shall provide the assistance from the appropriation under s. 20.255 (2) ~~(vr)~~ (cr) in the minimum amount required to obtain full federal financial participation." ✓

History: 2005 a. 43.

15. Page 1244, line 22: after that line insert: 2749d

"**SECTION 2749d.** 121.58 (6) of the statutes, as affected by 2007 Wisconsin Act 2007 Wisconsin Act (this act), is amended to read:

121.58 **(6)** APPROPRIATION PRORATED. If the appropriation under s. 20.255 (2) ~~(vr)~~ (cr) in any one year is insufficient to pay the full amount of approved claims under this section, state aid payments for school districts not participating in the program under s. 121.575 shall be prorated as though the minimum amount under s. 121.575 (3) had not been made and state aid payments for school districts participating in the program under s. 121.575 shall be prorated after deducting the minimum amount under s. 121.575 (3)."

History: 1971 c. 125 s. 522 (1); 1973 c. 89, 333; 1975 c. 392; 1977 c. 29; 1979 c. 34 ss. 966d, 2102 (43) (a); 1979 c. 221; 1983 a. 27, 538; 1985 a. 29; 1993 a. 492; 1995 a. 27, 439; 1997 a. 27, 113, 164; 1999 a. 9, 117; 2005 a. 25, 43.

16. Page 1688, line 15: after that line insert:

4 **(2)** APPROPRIATION CONVERSIONS. The treatment of sections 13.101 (6) (a) (by SECTION 5), 118.51 (14) ^(b) (by SECTION 2730d), 118.52 (11) (b) (by SECTION 2731d), 118.55 (7g) (by SECTION ^{keep} 2732d), 121.007 (by SECTION 2740d), 121.575 (3) (by SECTION 2747d), and 121.58 (6) (by SECTION 2749d) of the statutes, the repeal of sections 20.255 (2) (vr), (vw), and (vy) ^{and} 25.40 (2) (b) 5., 6., and 7. of the statutes, and the creation of sections 20.255 (2) (cr), (cw), and (cy) of the statutes takes effect on July 1, 2008."

(END)

20057

LRB 60476 / 1

File With Statute **20.005 (3)** Schedule

TKK : : :

\$\$\$ SCHEDULE

In the component bar:

For the action phrase, execute: create → action: → ch20

For the table layout, execute: create → <Table> → \$sched

SECTION #. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert the following amounts for the purposes indicated:

Page 122; line 10: after that line insert: 2005-06 2006-07
20.

.....

()

(cr) Aid for pupil transportation

..... EPR
SEG A - 0 - 27,292,500⁶²

Page 122; line 12: after that line insert:

20.

()

(cw) Aid for transportation;
Youth options program

..... EPR
SEG A - 0 - 20,000⁵¹

20057

LRB 60476 / 1

File With Statute 20.005 (3) Schedule

TKK : :

\$\$\$ SCHEDULE

In the component bar:

For the action phrase, execute: create → action: → ch20

For the table layout, execute: create → <Table> → \$sched

SECTION #. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert the following amounts for the purposes indicated:

Page 122 line 12: after that line insert: 2005-06 2006-07

20.
.....

()
.....

(cy) Aid for transportation;
open enrollment

20.
.....

()
.....

()
.....

.....

GPR
SEG A -0- 500,000

**2007-2008 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb0476/lins
TKK:.....

Insert 1-2

1 **1.** Page 4, line 2: after that line insert:

2 **"SECTION 4d.** 13.101 (6) (a) of the statutes, as affected by 2007 Wisconsin Act
3 (this act), is amended to read:

4 13.101 **(6)** (a) As an emergency measure necessitated by decreased state
5 revenues and to prevent the necessity for a state tax on general property, the
6 committee may reduce any appropriation made to any board, commission,
7 department, or the University of Wisconsin System, or to any other state agency or
8 activity, by such amount as it deems feasible, not exceeding 25% of the
9 appropriations, except appropriations made by ss. 20.255 (2) (ac), (bc), (bh), (cg), and
10 ~~(vr)~~ (cr), 20.395 (1), (2) (cq), (eq) to (ex) and (gq) to (gx), (3), (4) (aq) to (ax), and (6) (af),
11 (aq), (ar), and (au), 20.435 (6) (a) and (7) (da), and 20.445 (3) (a) and (dz) or for forestry
12 purposes under s. 20.370 (1), or any other moneys distributed to any county, city,
13 village, town, or school district. Appropriations of receipts and of a sum sufficient
14 shall for the purposes of this section be regarded as equivalent to the amounts
15 expended under such appropriations in the prior fiscal year which ended June 30.
16 All functions of said state agencies shall be continued in an efficient manner, but
17 because of the uncertainties of the existing situation no public funds should be
18 expended or obligations incurred unless there shall be adequate revenues to meet the
19 expenditures therefor. For such reason the committee may make reductions of such
20 appropriations as in its judgment will secure sound financial operations of the
21 administration for said state agencies and at the same time interfere least with their
22 services and activities."

History: 1975 c. 39, 199, 224; 1977 c. 29 ss. 1649, 1656 (15); 1979 c. 1; 1979 c. 34 ss. 1b to 1g, 631j to 631s, 2102 (43) (a), (52) (a); 1979 c. 221; 1981 c. 20 ss. 3d to 3v; 1983 a. 27 ss. 5p to 7, 2202 (20) and (42); 1983 a. 538; 1985 a. 29 ss. 22, 3202 (51); 1987 a. 4; 1989 a. 31, 336, 366; 1991 a. 39, 309; 1993 a. 16, 184, 414; 1995 a. 27, 132, 225, 227, 445; 1997 a. 27, 35, 113, 252; 1999 a. 9, 29; 2001 a. 16, 38, 109; 2003 a. 33, 64, 102; 2005 a. 25.



State of Wisconsin
2007 - 2008 LEGISLATURE

LRBb0476/1
TKK:lmk:rs

LFB:.....Dyck - Motion 425, 4. - Ed. transport. appropriation conversions

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

SENATE AMENDMENT ,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2007 SENATE BILL 40

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 4, line 2: after that line insert:

3 **"SECTION 4d.** 13.101 (6) (a) of the statutes, as affected by 2007 Wisconsin Act
4 (this act), is amended to read:

5 13.101 **(6)** (a) As an emergency measure necessitated by decreased state
6 revenues and to prevent the necessity for a state tax on general property, the
7 committee may reduce any appropriation made to any board, commission,
8 department, or the University of Wisconsin System, or to any other state agency or
9 activity, by such amount as it deems feasible, not exceeding 25% of the
10 appropriations, except appropriations made by ss. 20.255 (2) (ac), (bc), (bh), (cg), and

(~~vr~~) (cr), 20.395 (1), (2) (cq), (eq) to (ex) and (gq) to (gx), (3), (4) (aq) to (ax), and (6) (af), (aq), (ar), and (au), 20.435 (6) (a) and (7) (da), and 20.445 (3) (a) and (dz) or for forestry purposes under s. 20.370 (1), or any other moneys distributed to any county, city, village, town, or school district. Appropriations of receipts and of a sum sufficient shall for the purposes of this section be regarded as equivalent to the amounts expended under such appropriations in the prior fiscal year which ended June 30. All functions of said state agencies shall be continued in an efficient manner, but because of the uncertainties of the existing situation no public funds should be expended or obligations incurred unless there shall be adequate revenues to meet the expenditures therefor. For such reason the committee may make reductions of such appropriations as in its judgment will secure sound financial operations of the administration for said state agencies and at the same time interfere least with their services and activities.”.

2. Page 4, line 11: delete “(vr)” and substitute “(cr)”.

3. Page 122, line 10: after that line insert:

“(cr) Aid for pupil transportation	GPR	A	-0-	27,292,500
.”				

4. Page 122, line 12: after that line insert:

“(cw) Aid for transportation; youth				
options program	GPR	A	-0-	20,000
(cy) Aid for transportation; open				
enrollment	GPR	A	-0-	500,000”.

5. Page 123, line 17: decrease the dollar amount for fiscal year 2008-09 by \$27,292,500 for the purpose of reflecting the change in funding source.

1 **6.** Page 123, line 19: decrease the dollar amount for fiscal year 2008-09 by
2 \$20,000 for the purpose of reflecting the change in funding source.

3 **7.** Page 123, line 21: decrease the dollar amount for fiscal year 2008-09 by
4 \$500,000 for the purpose of reflecting the change in funding source.

5 **8.** Page 301, line 23: after that line insert:

6 “**SECTION 238b.** 20.255 (2) (cr) of the statutes is created to read:

7 20.255 (2) (cr) *Aid for pupil transportation.* The amounts in the schedule for
8 the payment of state aid for transportation of public and private school pupils under
9 subch. IV of ch. 121 and for assistance under s. 121.575 (3).”.

10 **9.** Page 302, line 4: after that line insert:

11 “**SECTION 239b.** 20.255 (2) (cw) of the statutes is created to read:

12 20.255 (2) (cw) *Aid for transportation; youth options program.* The amounts in
13 the schedule for the payment of state aid for the transportation of pupils attending
14 an institution of higher education or technical college under s. 118.55 (7g).”.

15 **10.** Page 302, line 10: after that line insert:

16 “**SECTION 240b.** 20.255 (2) (cy) of the statutes is created to read:

17 20.255 (2) (cy) *Aid for transportation; open enrollment.* The amounts in the
18 schedule to reimburse parents for the costs of transportation of open enrollment
19 pupils under ss. 118.51 (14) (b) and 118.52 (11) (b).”.

20 **11.** Page 302, line 17: after that line insert:

21 “**SECTION 242q.** 20.255 (2) (vr) of the statutes, as affected by 2007 Wisconsin
22 (this act), is repealed.

23 **SECTION 242s.** 20.255 (2) (vw) of the statutes, as affected by 2007 Wisconsin Act
24 (this act), is repealed.

1 **SECTION 242u.** 20.255 (2) (vy) of the statutes, as affected by 2007 Wisconsin Act
2 (this act), is repealed.”.

3 **12.** Page 438, line 8: after that line insert:

4 **“SECTION 688d.** 25.40 (2) (b) 5. of the statutes is created to read:
5 25.40 (2) (b) 5. Section 20.255 (2) (vr).

6 **SECTION 688f.** 25.40 (2) (b) 5. of the statutes, as affected by 2007 Wisconsin Act
7 (this act), is repealed.

8 **SECTION 688h.** 25.40 (2) (b) 6. of the statutes is created to read:
9 25.40 (2) (b) 6. Section 20.255 (2) (vw).

10 **SECTION 688j.** 25.40 (2) (b) 6. of the statutes, as affected by 2007 Wisconsin Act
11 (this act), is repealed.

12 **SECTION 688L.** 25.40 (2) (b) 7. of the statutes is created to read:
13 25.40 (2) (b) 7. Section 20.255 (2) (vy).

14 **SECTION 688n.** 25.40 (2) (b) 7. of the statutes, as affected by 2007 Wisconsin Act
15 (this act), is repealed.”.

16 **13.** Page 1239, line 22: after that line insert:

17 **“SECTION 2730d.** 118.51 (14) (b) of the statutes, as affected by 2007 Wisconsin
18 (this act), is amended to read:

19 118.51 (14) (b) *Low-income assistance.* The parent of a pupil who is eligible for
20 a free or reduced-price lunch under 42 USC 1758 (b) and who will be attending public
21 school in a nonresident school district in the following school year under this section
22 may apply to the department, on the form prepared under sub. (15) (a), for the
23 reimbursement of costs incurred by the parent for the transportation of the pupil to
24 and from the pupil’s residence and the school that the pupil will be attending. The

1 department shall determine the reimbursement amount and shall pay the amount
2 from the appropriation under s. 20.255 (2) ~~(vy)~~ (cy). The reimbursement amount may
3 not exceed the actual transportation costs incurred by the parent or 3 times the
4 statewide average per pupil transportation costs, whichever is less. If the
5 appropriation under s. 20.255 (2) ~~(vy)~~ (cy) in any one year is insufficient to pay the
6 full amount of approved claims under this paragraph, payments shall be prorated
7 among the parents entitled thereto. By the 2nd Friday following the first Monday
8 in May following receipt of the parent's application under sub. (3) (a), the department
9 shall provide to each parent requesting reimbursement under this paragraph an
10 estimate of the amount of reimbursement that the parent will receive if the pupil
11 attends public school in the nonresident school district in the following school year.”.

12 **14.** Page 1240, line 8: after that line insert:

13 “**SECTION 2731d.** 118.52 (11) (b) of the statutes, as affected by 2007 Wisconsin
14 Act (this act), is amended to read:

15 118.52 (11) (b) *Low-income assistance.* The parent of a pupil who is attending
16 a course in a public school in a nonresident school district under this section may
17 apply to the department for reimbursement of the costs incurred by the parent for
18 the transportation of the pupil to and from the pupil's residence or school in which
19 the pupil is enrolled and the school at which the pupil is attending the course if the
20 pupil and parent are unable to pay the cost of such transportation. The department
21 shall determine the reimbursement amount and shall pay the amount from the
22 appropriation under s. 20.255 (2) ~~(vy)~~ (cy). The department shall give preference
23 under this paragraph to those pupils who are eligible for a free or reduced-price
24 lunch under 42 USC 1758 (b).”.

1 **15.** Page 1240, line 20: after that line insert:

2 “**SECTION 2732d.** 118.55 (7g) of the statutes, as affected by 2007 Wisconsin Act
3 (this act), is amended to read:

4 118.55 **(7g)** TRANSPORTATION. The parent or guardian of a pupil who is
5 attending an institution of higher education or technical college under this section
6 and is taking a course for high school credit may apply to the state superintendent
7 for reimbursement of the cost of transporting the pupil between the high school in
8 which the pupil is enrolled and the institution of higher education or technical college
9 that the pupil is attending if the pupil and the pupil's parent or guardian are unable
10 to pay the cost of such transportation. The state superintendent shall determine the
11 reimbursement amount and shall pay the amount from the appropriation under s.
12 20.255 (2) ~~(vw)~~ (cw). The state superintendent shall give preference under this
13 subsection to those pupils who are eligible for a free or reduced-price lunch under
14 42 USC 1758 (b).”.

15 **16.** Page 1242, line 21: after that line insert:

16 “**SECTION 2740d.** 121.007 of the statutes, as affected by 2007 Wisconsin Act
17 (this act), is amended to read:

18 **121.007 Use of state aid; exemption from execution.** All moneys paid to
19 a school district under s. 20.255 (2) (ac), (bc), (cg), and ~~(vr)~~ (cr), shall be used by the
20 school district solely for the purposes for which paid. Such moneys are exempt from
21 execution, attachment, garnishment, or other process in favor of creditors, except as
22 to claims for salaries or wages of teachers and other school employees and as to
23 claims for school materials, supplies, fuel, and current repairs.”.

24 **17.** Page 1244, line 10: after that line insert:

1 **"SECTION 2747d.** 121.575 (3) of the statutes, as affected by 2007 Wisconsin Act
2 (this act), is amended to read:

3 121.575 (3) If the federal government requires, as a condition of full federal
4 financial participation under sub. (2) (b), that this state provide assistance for the
5 purposes of sub. (2) (a) from state resources, the department shall provide the
6 assistance from the appropriation under s. 20.255 (2) ~~(vr)~~ (cr) in the minimum
7 amount required to obtain full federal financial participation."

8 **18.** Page 1244, line 22: after that line insert:

9 **"SECTION 2749d.** 121.58 (6) of the statutes, as affected by 2007 Wisconsin Act
10 (this act), is amended to read:

11 121.58 (6) APPROPRIATION PRORATED. If the appropriation under s. 20.255 (2) ~~(vr)~~
12 (cr) in any one year is insufficient to pay the full amount of approved claims under
13 this section, state aid payments for school districts not participating in the program
14 under s.121.575 shall be prorated as though the minimum amount under s. 121.575
15 (3) had not been made and state aid payments for school districts participating in the
16 program under s. 121.575 shall be prorated after deducting the minimum amount
17 under s. 121.575 (3)."

18 **19.** Page 1688, line 15: after that line insert:

19 "(5u) APPROPRIATION CONVERSIONS. The treatment of sections 13.101 (6) (a) (by
20 SECTION 4d), 118.51 (14) (b) (by SECTION 2730d), 118.52 (11) (b) (by SECTION 2731d),
21 118.55 (7g) (by SECTION 2732d), 121.007 (by SECTION 2740d), 121.575 (3) (by SECTION
22 2747d), and 121.58 (6) (by SECTION 2749d) of the statutes, the repeal of sections
23 20.255 (2) (vr), (vw), and (vy) and 25.40 (2) (b) 5., 6., and 7. of the statutes, and the

1 creation of sections 20.255 (2) (cr), (cw), and (cy) of the statutes take effect on July
2 1, 2008.”.

3 (END)